THE HONOURABLE SRI JUSTICE V.ESWARAIAH

W.P. No. 21695 of 2007

Date:11-10-2007

Between:

Mr.K.Venkateshwarlu

...

Petitioner

AND

The Tahsildar, Amarthalur and two others

..

Respondents

ORDER:

The petitioner seeks a writ of mandamus to declare the inaction of the second respondent in not taking and disposing of the appeal filed before him on 16.06.2007 against the orders of the first respondent, dated 13.04.2007 bearing RC No.145/05-B, as illegal and arbitrary.

It is stated that as against the orders passed by the first respondent in RC No.145/05-B, dated 13.04.2007 resuming wet land in an extent of Ac.2.15 cents in Sy.No.682/1 situated at Mulpur village, Amarthalur mandal, Guntur District on the ground that the said land was assigned in favour of Kolluru Kotaiah, but the petitioner was found in possession of the same in contravention of Section 3(2) of A.P. Assigned Lands (Prohibition of Transfers) Act, 1977. After issuing the notice, the first respondent has passed order, dated 13.04.2007. It is stated that as against the said order passed by the first respondent, the petitioner has filed an appeal before the second respondent on 16.06.2007 and the same is pending.

Having regard to the facts of the case, the writ petition is disposed of directing the second respondent to consider and dispose of the appeal filed by the petitioner against the order, dated 13.04.2007 passed by the first respondent, and pending disposal of the said appeal, status-quo obtained as on today with regard to the possession of the said land shall be maintained. No costs.

_____

V.ESWARAIAH, J.

Date:11.10.2007

ccm

Note:

Furnish C.C. within two days.

B/O

ccm